

### **REMARKS**

Consideration of an enclosed information disclosure statement is requested with respect to all pending claims.

No new subject matter is added. Support for the amendments to the Claims can be found for example in Figs. 2 and 3 and associated text.

Claims 36-77 are pending. Claims 72-77 stand allowed.

Claims 65-66 and 71 stand objected to as being dependent on a rejected base claim but would be allowable if rewritten in independent form including all limitations of the base claims and any intervening claims. Claims 65-66 and 71 have been amended as provided herein. Allowance of Claims 65-66 and 71 is hereby requested.

Claim 51 stands unexamined. Examination of Claim 51 is respectfully requested.

Claims 36, 39-50, 52-61 were rejected under 35 U.S.C. §101 as claiming the same invention as that of claims 35, 38-50, and 51-60, respectively of U.S. patent no. 6,169,475. Claims 36 and 52 have been amended herein. Applicant respectfully submits that amended Claims 36 and 52 do not claim the same invention as recited in respective Claims 35 and 51 of U.S. patent no. 6,169,475 and thus amended Claims 36 and 52 overcome the rejection under 35 U.S.C. §101. Claims 39-50 depend from Claim 36 and thus overcome the rejection under 35 U.S.C. §101 for at least the same reason as pertains to Claim 36. Claims 53-61 depend from Claim 52 and thus overcome the rejection under 35 U.S.C. §101 for at least the same reason as pertains to Claim 52.

Claims 37, 38, 62-64, and 67-70 are rejected under the judicially created doctrine of obviousness-type double patenting as being unpatentable over claims 36, 37, 1, 2, 12, and 31-33 of U.S. Patent No. 6,169,475. A terminal disclaimer in compliance with 37 C.F.R. 1.321(c)

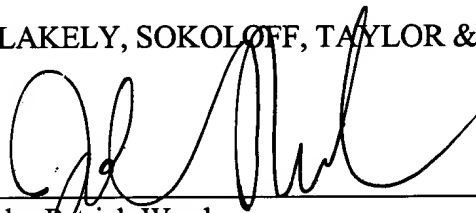
is filed herewith. Applicant respectfully requests that the Examiner withdraw the rejection of Claims 37, 38, 62-64, and 67-70 under the judicially created doctrine of obviousness-type double patenting.

Applicant requests allowance of pending Claims 36-77. If the Examiner has any questions concerning this application, please call the applicant's attorney Glen Choi at (212) 661-5488.

If there are any additional charges, please charge Deposit Account No. 02-2666.

Respectfully submitted,

BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP

A handwritten signature in black ink, appearing to read 'John Patrick Ward', is written over a horizontal line.

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John Patrick Ward  
Reg. No. 40,216

12400 Wilshire Boulevard  
Seventh Floor  
Los Angeles, CA 90025-1030  
(408) 720-8300